

RESOLUTION NUMBER R- 264243

ADOPTED ON OCT 15 1985

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF MULTIFAMILY HOUSING REVENUE BONDS OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIEGO FOR A MULTIFAMILY RENTAL HOUSING DEVELOPMENT TO BE DEVELOPED BY NOBEL COURT PARTNERS, A CALIFORNIA LIMITED PARTNERSHIP, AND CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH.

WHEREAS, this City Council has previously determined to assist Nobel Court Partners, a California Limited Partnership (the "Developer"), by providing moneys to lend to the Developer to finance the construction of a 685-unit multifamily rental housing development (the "Project") to be located in The City of San Diego, to be occupied in part by persons of low or moderate income; and

WHEREAS, the Housing Authority of the City of San Diego is authorized to issue and desires to issue bonds for the Project under substantially the same terms and conditions as those contained in the City's original resolution of intent for the Project; and

WHEREAS, the City Council has determined that the Authority may be a more appropriate issuer of bonds for the Project because of past and future uncertainty as to whether the City will be able to issue bonds in a timely manner under the authority provided in The City of San Diego Multi-Family Residential Mortgage Revenue Bond Law; and

WHEREAS, the Authority, by its Resolution No. R-00382 adopted on October 15, 1985, has determined to proceed with the issuance of revenue bonds to finance the Project in an aggregate principal amount not to exceed \$57,500,000 (the "Bonds"); and

WHEREAS, pursuant to Section 103 (k) of the Internal Revenue Code, as amended (the "Code), the Bonds are required to be approved, following a public hearing, by an elected representative of the issuer of the Bonds and an elected representative of the governmental unit having jurisdiction over the area in which the Project is located; and

WHEREAS, the Authority is made up of the members of the City Council, which members have been appointed but not elected to their position as Commissioners of the Authority and the City is the next higher governmental unit with an applicable elected representative from which the Authority derives its authority; and

WHEREAS, the Project will be located wholly within the geographic jurisdiction of the City; and

WHEREAS, this City Council is the elected legislative body of the City; and

WHEREAS, the City caused a notice to appear in The Daily Transcript, which is a newspaper of general circulation in the City, on September 30, 1985, to the effect that a public hearing would be held by this City Council on October 14, 1985,

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regarding the issuance of the Bonds by the Authority and the nature and location of the Project; and

WHEREAS, this City Council held the said public hearing on such date, at which time an opportunity was provided to present arguments both for and against the issuance of such Bonds and the nature and location of the Project;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the The City of San Diego, as follows:

1. This City Council does hereby find and declare that the above recitals are true and correct.


2. Pursuant to Section 103 (k) of the Code, this City Council hereby approves the issuance of the Bonds by the Authority to provide financing for the Project. It is the purpose and intent of this City Council that this resolution constitute approval of the issuance of bonds by the applicable elected representative of the governmental unit having jurisdiction over the area in which the Project is located, in accordance with said Section 103(k).

3. This City Council hereby reconfirms its intent that the Project be acquired and constructed and hereby further determines that it is appropriate for the Authority to issue the Bonds to finance such construction and acquisition.

4. This resolution shall take effect immediately upon its passage.

APPROVED:

John W. Witt, City Attorney

By   
Harold O. Valderhaug  
Deputy City Attorney

HOV:ps:559  
10/2/85  
Or.Dept:Hsg.Comm.  
R-86-610

212(10)

OCT 15 1985

Passed and adopted by the Council of The City of San Diego on .....  
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District 7 - vacant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

**ROGER HEDGECOCK**  
Mayor of The City of San Diego, California.

**CHARLES G. ABDELNOUR**  
City Clerk of The City of San Diego, California.

(Seal)

By Ellen Board, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-264243 Adopted OCT 15 1985

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CITY CLERK'S OFFICE  
1985 OCT -3 AM 10: 22  
SAN DIEGO, CALIF.